

Wetlands Bureau Decision Report

Decisions Taken
06/27/2005 to 07/03/2005

DISCLAIMER:

This document is published for information purposes only and does not constitute an authorization to conduct work. Work in jurisdiction may not commence until the applicant has received a posting permit.

Decisions are subject to appeal, and are reviewed by the federal agencies for compliance with Section 404 of the Federal Clean Water Act.

APPEAL:

I. Any affected party may ask for reconsideration of a permit decision in accordance with RSA 482-A:10,II within 20 days of the Department's issuance of a decision. Requests for reconsideration should:

- 1) describe in detail each ground for complaint. Only grounds set forth in the request for reconsideration can be considered at subsequent levels of appeal;
- 2) provide new evidence or information to support the requested action;
- 3) Parties other than the applicant, the town, or contiguous abutters must explain why they believe they are affected; and
- 4) Be mailed to the DES Wetlands Bureau, PO Box 95, Concord, NH 03302-0095.

II. An appeal of a decision of the department after reconsideration may be filed with the Wetlands Council in accordance with RSA 482-A:10, IV within 30 days of the department's decision. Filing of the appeal must:

- 1) be made by certified mail to Brian Fowler, Chairperson, Wetlands Council, PO Box 95, Concord, NH 03302-0095 (a copy should also be sent to the DES Wetlands Bureau);
- 2) contain a detailed description of the land involved in the department's decision; and
- 3) set forth every ground upon which it is claimed that the department's decision is unlawful or unreasonable.

MAJOR IMPACT PROJECT

2000-01622 WAKEFIELD MATERIALS CORP
RAYMOND Tributary To Fordway Brook

Requested Action:

Approve name change to: Aggregate Industries, 1715 Broadway, Saugus, Ma 01906 per request received 7/1/2005.

Inspection Date: 02/22/2001 by Gino E Infascelli

Inspection Date: 11/15/2001 by Gino E Infascelli

APPROVE NAME CHANGE:

Impact 7.07 acres of palustrine wetlands and 0.87 acres of vernal pools to quarry 131.5 acres. Mitigate by placing 201.80 acres into a conservation easement.

With Conditions:

1. All work shall be in accordance with the intent of the plans by T. R. Selling Engineering, P.C. dated February 4, 2002, as received by the Department on February 4, 2002.
2. The applicant shall provide a stamped survey plan of the property, the Conservation Easement and a corrected USGS map locating the property lines by July 1, 2002.
3. The applicant shall provide a plan set with the corrected acres of the property, the quarry area and the Conservation Easements by July 1, 2002,
4. This permit is contingent on approval by the DES Site Specific Program.
5. The final plan set must be consistent with the plans provided to and approved by the DES Site Specific Program.
6. The gravel access road shall not be utilized between 6:00 PM and 6:00 AM and shall be posted to prevent unauthorized traffic to prevent mortality of vernal pool species. This condition shall remain in place unless the road is upgraded to provide an amphibian corridor and approved by NH Dept. of Environmental Services Wetlands Bureau or successor.
7. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
8. Work shall be done during low flow.
9. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau
10. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
11. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and remain until the area is stabilized. Silt fencing must be removed once the area is stabilized.
12. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
13. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands or permitted wetland impact areas; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
14. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

Wetland preservation:

15. This permit is contingent upon the execution of a conservation easement on 201.80 acres as depicted on plans received February 4, 2002.
16. The conservation easements that may be placed on the preservation areas shall be written to run with the land, and both existing and future property owners shall be subject to this easement.
17. Draft conservation easement language shall be submitted to the Wetlands Bureau and local Conservation Commission for review and approval.
18. The plan noting the conservation easement with a copy of the final easement language shall be recorded with the Registry of Deeds Office for each appropriate lot. A copy of the recording from the County Registry of Deeds Office shall be submitted to the DES Wetlands Bureau prior to construction.

19. The applicant shall prepare a report summarizing existing conditions within the conservation area. Said report shall contain photographic documentation of the easement area, and shall be submitted to the DES and the grantee prior to construction to serve as a baseline for future monitoring of the easement area.
20. The conservation easement area shall be surveyed by a licensed surveyor, and marked by monuments [stakes] prior to construction.
21. Signs to indicate the location of and restrictions on the area shall be posted every 150 feet along the boundary of the conservation area prior to construction.
22. There shall be no removal of the existing vegetative undergrowth within the easement area and the placement of fill, construction of structures, and storage of vehicles or hazardous materials is prohibited.
23. Activities in contravention of the conservation easement shall be construed as a violation of RSA 482-A, and those activities shall be subject to the enforcement powers of the Department of Environmental Services (including remediation and fines).

Wetlands Monitoring:

24. This permit is contingent upon the monitoring of wetlands adjacent to the quarry area for a period of 10 years as specified below.
25. The permittee shall designate a certified wetland scientist who will have the responsibility to assure that monitoring of each wetland type outside of and downstream of the quarry area. The Wetlands Bureau shall be notified of the designated certified wetland scientist prior to the start of work and if there is a change of the designated certified wetland scientist during the project.
26. The certified wetland scientist shall submit a sampling/monitoring protocol and location plan for review and approval prior to construction.
27. Monitoring shall be conducted at least twice each year, once in June and once in the period of August 15th to September 10th, for the life of the permit and for five years after the construction activity in the wetlands has been completed.
28. The wetlands identified on the plan as A3, E, K, S, X, Y and Z shall be monitored.
29. Monitoring for each wetland type shall also include an adjacent wetland of similar vegetative composition, if existing, on the property for use as baseline data.
30. Each sampling location shall include thirty foot diameter sampling plots, with permanent photo stations for dated 4 in. x 6 in. photos.
31. The sampling design shall include data for each plot including at least the following:
 - a. vegetative data using a square meter plot, twice along two fixed transects or a three-meter random plot per transect;
 - b. a complete species inventory, number of strata, size of species, height of seedlings etc.;
 - c. percent cover species data within the thirty-foot diameter sampling plots;
 - d. standard soil data, including pH, to a depth of 24 inches in each plant community within the plot;
 - e. hydrologic patterns and indicators;
 - f. the amount of standing dead, coarse and fine woody debris; and
 - g. note the general health of each community and any stress related components such as diseased stems or insect damage.
32. Water budgets allocated to prevent unintended wetland impacts shall be adjusted as needed to maintain the general health of the wetland systems for the life of the quarry area.

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Wt 502.03(b).

2002-02390 **DIMAURO, NICHOLAS**
ALTON **Lake Winnepesaukee**

Requested Action:

Applicant requests permit be amended to include 2 tie-off pilings.

Conservation Commission/Staff Comments:

Con Com has concerns about property line setback.

Inspection Date: 02/06/2003 by Dale R Keirstead

APPROVE AMENDMENT:

Amend permit to read: Fill 629 sq ft to construct 40 linear ft of breakwater, in an "dogleg" configuration, with a 6 ft gap at the shoreline and a 4 ft x 36 ft cantilevered pier with 2 tie-off pilings on an average of 100 ft of frontage on Lake Winnepesaukee, Alton.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction, as received by the Department on May 18, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
5. These shall be the only structures on this water frontage and all portions of the structures, including the breakwater toe of slope, shall be at least 20 ft from the east property line and the imaginary extension of that line into the water and at least 10 ft from the west property line and the imaginary extension of that line into the water as authorized, in writing, by the owner of the lot identified as Alton Tax Map 73, Lot 36, on January 23, 2003.
6. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
7. No portion of breakwater as measured at normal full lake shall extend more than 45 feet from normal full lake shoreline.
8. The breakwater shall not exceed 3 feet in height(Elev. 507.32) over the normal high water line(Elev. 504.32).
9. The width as measured at the top of the breakwater(Elev. 507.32) shall not exceed 3 feet.
10. This facility is permitted with the condition that future maintenance dredging, if needed, shall not be permitted more frequently than once every 6 years, and that a new permit shall be required for each dredge activity.
11. The owner understands and accepts the risk that if this facility requires dredging to maintain a minimum slip depth of 3 feet, more frequently than once every 6 years, or is shown to have an adverse impact on abutting frontages, it shall be subject to removal.
12. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483 B (see attached fact sheet).

With Findings:

1. This project is classified as a major project per Rule Wt 303.02(j), Construction of a Breakwater.
2. The construction of a breakwater to provide safe docking at this site is justified in accordance with Rule Wt 402.07, Breakwaters.
3. The applicant has an average of 100 feet of frontage along Lake Winnepesaukee, Alton.
4. A maximum of 2 slips may be permitted on this frontage per Rule Wt 402.14, Frontage Over 75'.
5. The proposed docking facility will provide 1 slip as defined per RSA 482-A and therefore meets Rule Wt 402.14.
6. Public hearing is waived based on field inspection, by NH DES staff, on February 6, 2003, with the finding that the project impacts will not significantly impair the resources of Lake Winnepesaukee.
7. The Wetlands Bureau received written waiver of the 20 ft setback from the affected abutter as required on February 5, 2003.
8. The addition of the tie-off piling will improve safety without increasing the number of slips provided by the docking structure.

Requested Action:

Request name change on permit for docking facility construction.

APPROVE NAME CHANGE:

Change name from Nicholas Dimauro to Stephen Morse, 11 Wood Hill Drive, Auburn NH 03032 on permit to: Fill 629 sq ft to construct 40 linear ft of breakwater, in an "dogleg" configuration, with a 6 ft gap at the shoreline and a 4 ft x 36 ft cantilevered pier with 2 tie-off pilings on an average of 100 ft of frontage on Lake Winnepesaukee, Alton.

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Wt 502.03(b).

-Send to Governor and Executive Council-

2004-00008 DECOLA, CAROL/RICHARD
GILFORD Lake Winnepesaukee

Requested Action:

Amend permit to increase boathouse size to 14 ft by 31 ft 6 in.

Conservation Commission/Staff Comments:

Con Com would like the perched beach set back farther from the shoreline.

Inspection Date: 04/28/2004 by Dale R Keirstead

APPROVE AMENDMENT:

1. Permanently remove 650 sqft of rock fill and 378 sqft of decking from the lakebed to restore the natural shoreline behind the excavated dock and fill area.
2. Fill 584 sq ft to construct 44 linear ft of breakwater, in an "I" configuration, with a 7 ft gap at the shoreline and a 4 ft x 30 ft cantilevered pier connected to two 4 ft by 30 ft permanent piling piers by a 6 ft x 45 ft walkway in "W" configuration.
3. Install two personal watercraft lifts in one of the constructed slips.
4. Remove the existing 12 ft 6 in by 31 ft 6 in boathouse, excavate the existing 9 ft wide dug-in slip to 12 ft wide and reconstruct the retaining wall and construct a 14 ft by 31 ft 6 in boathouse.
5. Expand the existing 3 ft by 20 ft permanent dock to 4 ft by 25 ft and re-locate the docking structure over the existing rock breakwater.
6. Excavate 760 sqft to construct a 567 sqft perched beach with a 6 ft wide access stairs to the waterbody.

With Conditions:

1. All work on this property having an average of 305 ft of frontage on Lake Winnepesaukee in Gilford shall be in accordance with plans by Watermark Marine Construction dated December 15, 2003, revision date April 20, 2004, as received by the Department on April 18, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. Applicant for a shoreline structure defined as a major project shall file a restrictive covenant in the appropriate registry of deeds dedicating the shoreline frontage to those structures.
6. Appropriate siltation and erosion controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
7. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
8. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
9. Work shall be carried out in a time and manner such that there will be no disturbance to migratory waterfowl breeding areas or fish spawning areas.
10. This permit does not allow for maintenance dredging.
11. Dredged material and construction related debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
12. Stamped surveyed plans shall be submitted within 30 days of the completion of the construction on the frontage, these plans shall include post construction shorefront and lake bottom topography and shall identify all boatslips. Photos of the restabilized shoreline shall be submitted with the plans.
13. This permit does not allow for rip rap to be installed the area of shoreline to be restored behind the excavated dock and fill.

LIFTS

14. The seasonal personal water craft lifts shall be removed during the non-boating season.

BEACH

15. No trees shall be cut or stumps removed for the installation of the perched beach or access stairs.
16. Dredged or excavated material from the beach area shall be placed outside of the DES Wetlands Bureau jurisdiction.
17. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line (Elevation 504.32). Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
18. The steps installed for access to the water shall be located completely landward of the normal high water line.
19. No more than 10 cu yd of sand may be used and all sand shall be located above the normal high water line.
20. This permit shall be used only once, and does not allow for annual beach replenishment.
21. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
22. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.

DOCKS

23. Installation of this docking structure or access steps shall not require modification, regarding, recontouring, of the shoreline outside of the removal of fill identified on the approved plans.
24. These shall be the only structures on this water frontage and all portions of the new structures shall be at least 20 ft from abutting property lines or the imaginary extension of those lines into the water.
25. No portion of the piling piers shall extend more than 30 feet from the shoreline at full lake elevation. The cantilevered pier shall not extend more than 40 feet lakeward at full lake elevation.
26. The minimum clear spacing between pile bents shall be 12 feet.

BREAKWATER

27. No portion of breakwater as measured at normal full lake shall extend more than 50 feet from normal full lake shoreline.
28. The breakwater shall not exceed 3 feet in height(Elev. 507.32) over the normal high water line(Elev. 504.32).
29. The width as measured at the top of the breakwater(Elev. 507.32) shall not exceed 3 feet.
30. Photos showing that all construction materials have been removed from the temporary stockpile area shall be submitted to the Bureau upon completion of the docking facility.
31. This facility is permitted with the condition that future maintenance dredging, if needed, shall not be permitted more frequently than once every 6 years, and that a new permit shall be required for each dredge activity.
32. The owner understands and accepts the risk that if this facility requires dredging to maintain a minimum slip depth of 3 feet, more frequently than once every 6 years, or is shown to have an adverse impact on abutting frontages, it shall be subject to removal.
33. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483 B (see attached fact sheet).

With Findings:

1. This project is classified as a major project per Rule Wt 303.02(j), construction of a breakwater.
2. The construction of a breakwater to provide safe docking at this site is justified in accordance with Rule Wt 402.07, Breakwaters.
3. The applicant has an average of 305 feet of shoreline frontage along Lake Winnepesaukee.
4. A maximum of 5 slips may be permitted on this frontage per Rule Wt 402.14, Frontage Over 75'.
5. The proposed docking facility will provide 5 slips as defined per RSA 482-A:2 and therefore meets Rule Wt 402.14.
6. Public hearing is waived based on field inspection, by NH DES staff, on April 28, 2004, with the finding that the project impacts will not significantly impair the resources of Lake Winnepesaukee.
7. This site is not located on the breakwater map pursuant to Wt 402.07(b)(2), DES waives the applicant from submitting information pursuant to Wt 402.07(c) based on DES field inspection on April 28, 2004. Field inspection found the placement of a breakwater in this location to be justified due to significant wave activity.

8. Field inspection on April 28, 2004 found no obvious evidence of sand migration along this shoreline.
9. The agent for the applicant has relocated the perched beach farther landward thus addressing the local Conservation Commissions concerns.

-Send to Governor and Executive Council-

**2004-02467 GALLANT, FREDERICK
ALTON Lake Winnepesaukee**

Requested Action:

Appellant requests reconsideration on the grounds the applicant has a need for the permanent dock.

Conservation Commission/Staff Comments:

Abutter opposed project and Con. Com. recommends denial of project.

DENY RECONSIDERATION:

Reconsider and re-affirm the denial of the permit to: Construct a 6 ft by 30 ft permanent dock attached to an existing boathouse and rip rap approximately 20 ft of shoreline.

With Findings:

Grounds for Reconsideration

1. The Appellant alleges the need for the docking structure has been met.

Findings of Fact

2. The Applicant has not submitted new information to the file to address the concerns of the Local Conservation Commission or the Department.

Rulings in Support of the Decision

3. The Department re-affirms it's original findings in support of the denial of this application.

**2004-02817 GARRISON PLACE REAL ESTATE INVESTMENT TRUST, FRANC
BARRINGTON Prime Wetland #40**

Requested Action:

On June 15, 2005 the Department received a motion for reconsideration by the Town of Barrington through attorney Mark Beliveau.

Inspection Date: 09/14/2004 by Gino E Infascelli

DENY RECONSIDERATION:

Reconsider and reaffirm the after the fact approval.

With Findings:

The issues brought forth in the Motion for Reconsideration are substantially similar to those already raised and considered prior to the approval.

2005-00295 MCKENZIE, JOEL
FRANCONIA Unnamed Wetland

Requested Action:

Fill 56,465 square feet of wetland and retain 13,597 square feet of previously filled wetland to construct an access road serving a 12-lot subdivision on 242 acres of land. Restore 45,976 square feet of filled and rutted wetlands from past unauthorized logging activities. Mitigate project impacts by executing a conservation easement on 42.53 acres of undeveloped land (17.42 acres of upland, and 25.11 acres of wetland), and by restoring 4,358 square feet of scrub-shrub wetland that was filled for driveway access.

Inspection Date: 07/01/2005 by Craig D Rennie

APPROVE PERMIT:

Fill 56,465 square feet of wetland and retain 13,597 square feet of previously filled wetland to construct an access road serving a 12-lot subdivision on 242 acres of land. Restore 45,976 square feet of filled and rutted wetlands from past unauthorized logging activities. Mitigate project impacts by executing a conservation easement on 42.53 acres of undeveloped land (17.42 acres of upland, and 25.11 acres of wetland), and by restoring 4,358 square feet of scrub-shrub wetland that was filled for driveway access.

With Conditions:

1. All work shall be in accordance with revised plans by Horizons Engineering dated June 6, 2005, as received by the Department on June 20, 2005.
2. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
3. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #2 of this approval.
4. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
5. This permit is contingent on approval by the DES Site Specific Program.
6. This permit is contingent on approval by the DES Subsurface Systems Bureau.
7. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
8. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
9. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
10. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
11. Proper headwalls shall be constructed within seven days of culvert installation.
12. Culvert outlets shall be properly rip rapped.
13. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
14. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
15. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
16. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
17. A post-construction report documenting the status of the completed project with photographs shall be submitted to the

Wetlands Bureau within 60 days of the completion of construction.

MITIGATION CONDITIONS:

Wetland Restoration:

18. This permit is contingent upon the restoration of 45,976 square feet of previously filled and rutted wetlands from past logging activities, and the restoration of 4,358 square feet of previously filled scrub-shrub wetland for driveway access, all in accordance with plans received June 20, 2005.
19. The schedule for construction of the restoration area shall coincide with site construction unless otherwise considered and authorized by the Wetlands Bureau.
20. The restoration area shall be properly constructed, monitored, and managed in accordance with approved final mitigation plans.
21. Wetland restoration areas shall be properly constructed, landscaped, monitored and remedial actions taken that may be necessary to create functioning wetland areas similar to those of the wetlands destroyed by the project. Remedial measures may include replanting, relocating plantings, removal of invasive species, changing soil composition and depth, changing the elevation of the wetland surface, and changing the hydrologic regime.
22. The permittee shall designate a qualified professional who will be responsible for monitoring and ensuring that the mitigation areas are constructed in accordance with the mitigation plan. Monitoring shall be accomplished in a timely fashion and remedial measures taken if necessary. The Wetlands Bureau shall be notified in writing of the designated professional prior to the start of work and if there is a change of status during the project.
23. The permittee or a designee shall conduct a follow-up inspection after the first growing season, to review the success of the mitigation area and schedule remedial actions if necessary. A report outlining these follow-up measures and a schedule for completing the remedial work shall be submitted by December 1 of that year. Similar inspections, reports and remedial actions shall be undertaken in at least the second and third years following the completion of each mitigation site.
24. Wetland restoration areas shall have at least 75% successful establishment of wetlands vegetation after two (2) growing seasons, or shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau.
25. The permittee shall attempt to control invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*) by measures agreed upon by the Wetlands Bureau if the species is found in the mitigation areas during construction and during the early stages of vegetative establishment.

Wetland preservation:

26. This permit is contingent upon the execution of a conservation easement on 42.53 acres of land as depicted on plans received May 18, 2005.
27. The conservation easements to be placed on the preservation areas shall be written to run with the land, and both existing and future property owners shall be subject to this easement.
28. The plan noting the conservation easement with a copy of the final easement language shall be recorded with the Registry of Deeds Office for each appropriate lot. A copy of the recording from the County Registry of Deeds Office shall be submitted to the DES Wetlands Bureau prior to the start of construction.
29. The applicant shall prepare a report summarizing existing conditions within the conservation area. Said report shall contain photographic documentation of the easement area, and shall be submitted to the DES and the grantee prior to construction to serve as a baseline for future monitoring of the easement area.
30. The conservation easement area shall be surveyed by a licensed surveyor, and marked by monuments [stakes] prior to construction.
31. There shall be no removal of the existing vegetative undergrowth within the easement area and the placement of fill, construction of structures, and storage of vehicles or hazardous materials is prohibited.
32. Activities in contravention of the conservation easement shall be construed as a violation of RSA 482-A, and those activities shall be subject to the enforcement powers of the Department of Environmental Services (including remediation and fines).

With Findings:

1. The project is classified as a Major Project per NH Administrative Rule Wt 303.02 (c), as wetland impacts are greater than 20,000 square feet.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The site plans were revised in April 2005 to reduce overall wetland disturbance by approximately 2,000 square feet from previous submittals by relocating the road around an isolated wetland.

4. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
5. The applicant proposes to mitigate permanent wetland loss (totaling 70,062 square feet) by executing a conservation easement on 42.53 acres of undeveloped land (17.42 acres of upland, and 25.11 acres of wetland), and by restoring 4,358 square feet of scrub-shrub wetland that was filled for driveway access.
6. Based on the 10:1 ratio for compensatory mitigation under Wt 803.05, the applicant is required to provide 16.08 acres (700,620 square feet) of upland buffer preservation.
7. In the mitigation proposal, the applicant is providing 42.53 acres of upland buffer preservation; therefore, the compensatory mitigation Rules under Wt 800 have been met.

2005-00670 DRED
DEERFIELD Beaver Brook Pond

Requested Action:

Recover eroded sand from 2000 sqft of lake bottom during draw down to replenish 3000 sqft of a public beach, add new sand to the remainder 1000 sqft of beach in Beaver Pond, Deerfield.

Conservation Commission/Staff Comments:

No Com Com comments by 6/22/05

APPROVE PERMIT:

Recover eroded sand from 2000 sqft of lake bottom during draw down to replenish 3000 sqft of a public beach, add new sand to the remainder 1000 sqft of beach in Beaver Pond, Deerfield.

With Conditions:

1. All work shall be in accordance with plans by Seth Prescott dated April 4, 2005, as received by the Department on April 8, 2005.
2. Work shall be done during drawdown.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Dredged or excavated material that is not used for beach replenishment shall be placed outside of the DES Wetlands Bureau jurisdiction.
5. The applicant shall submit information to the file at the completion of the project stating the volume of new sand (in cubic yards) that was placed on the beach. All sand shall be located above the normal high water line.
6. This permit shall be used only once, and does not allow for annual beach replenishment.
7. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
8. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(o), replenishment of a beach.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. DES Staff waived the field inspection of the proposed project because the project is a public beach and required for public safety. The applicant submitted sufficient photographic evidence of the need for the proposed project.
5. The public hearing is waived with the finding that the project impacts will not significantly impair the resources of Beaver Pond.

-Send to Governor and Executive Council-

MINOR IMPACT PROJECT

2004-00716 PAUL, JONATHAN & JENNIFER
NEW LONDON Lake Sunapee

Requested Action:

Amend permit to include one 28 ft by 25 ft seasonal canopy to replace the two 14 ft by 25 ft seasonal canopies to the existing approved docking facility.

Conservation Commission/Staff Comments:

Con Com has not submitted any comments by 6/15/04.

APPROVE AMENDMENT:

Permanently remove an existing seasonal docking structure, a 10 ft by 10 ft deck over the water, 5 cy of rock, a concrete deck over the bank and access steps into the waterbody, and a 10 ft by 2 ft walkway over the bank. Construct a 6 ft by 40 ft piling pier, a 6 ft by 24 ft piling pier and a 4 ft by 24 ft piling pier connected by a 6 ft by 30 ft walkway in a "W" configuration and install two piling supported boatlifts with one 28 ft by 25 ft seasonal canopy in the center two slips. Construct a 440 sqft perched beach with 4 ft wide access stairs to the lake and a second set of 4 ft wide access stairs on Lake Sunapee, New London.

With Conditions:

1. All work shall be in accordance with plans by Folsom Design Group dated April 4, 2004, as received by the Department on April 26, 2004.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if it later determines that any "existing structures" were not previously permitted or grandfathered in their current configuration.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
5. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that there will be no disturbance to migratory waterfowl breeding areas or fish spawning areas.
7. This permit does not allow for maintenance dredging.
8. Dredged material and construction debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
9. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line (Elevation 1093.65). Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
10. The steps installed for access to the water shall be located completely landward of the normal high water line.
11. No more than 10 cu yds of sand may be used and all sand shall be located above the normal high water line.
12. This permit shall be used only once, and does not allow for annual beach replenishment.
13. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
14. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
15. This permit does not allow any work to the existing breakwater.
16. Installation of this docking structure shall not require modification, regarding, recontouring, of the shoreline.
17. This shall be the only structure on this water frontage and all portions of the structure shall be at least 20 ft from abutting property lines or the imaginary extension of those lines into the water.
18. No portion of the piers shall extend more than 40 feet from the shoreline at full lake elevation.
19. The minimum clear spacing between pile bents shall be 12 feet.
20. Canopies shall be of seasonal construction type with a flexible fabric cover which shall be removed for the non-boating season.
21. Install two piling supported boatlifts in the center two slips.

22. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The amended canopy dimensions covers the same area as the two canopies on the original approval.

2004-01407

BOUCHER, KENNETH

ANTRIM Unnamed Wetland

Requested Action:

Fill 9,990 square feet of previously disturbed palustrine scrub-shrub and forested wetlands for development of a commercial business.

Conservation Commission/Staff Comments:

No comments submitted from the local conservation commission or the Contoocook/North Branch Rivers LAC.

Inspection Date: 09/20/2004 by Jeffrey D Blecharczyk

APPROVE PERMIT:

Fill 9,990 square feet of previously disturbed palustrine scrub-shrub and forested wetlands for development of a commercial business.

With Conditions:

1. All work shall be in accordance with plans by the applicant, as received by the Department on May 26, 2005.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. The permittee shall notify DES and the local conservation commission in writing of their intention to commence construction no less than 5 business days prior to construction.
4. Work shall be done during low or non flow conditions.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This project impacts 9,990 sq ft of nontidal jurisdictional wetlands and is therefore a minor impact project per Administrative Rule Wt 303.03(h), for alteration of less than 20,000 sq ft of jurisdictional wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application

Evaluation, has been considered in the design of the project.

5. DES Staff conducted a field inspection of the proposed project on September 20, 2004. Field inspection determined initial plans did not clearly represent the proposed project in relation to the location of jurisdictional wetlands.
6. The applicant submitted revised plans with the wetlands delineated by a NH certified wetland scientist.
7. Project impacts substantially reduced following discussions between the Department and the applicant, demonstrating avoidance and minimization.
8. The subject wetlands were previously altered as a result of logging activities.
9. The Natural Heritage Inventory response indicated no impacts anticipated.

2004-01764 SABA, GLEN
LACONIA Lake Winnepesaukee

2004-02562 HAMPTON RIVER MARINA, LLC
HAMPTON Atlantic Ocean

Requested Action:

Excavate, regrade or otherwise alter terrain in 78,000 sq. ft. of previously developed upland tidal buffer zone for activities associated with the construction of a 28-unit and a 16-unit condominium complex with appurtenant parking facilities, landscaping and drainage structures. An upgrade to the Hampton municipal sewer is a part of this project, including stanchion pumpouts for the marina and sewer force main installation. 4,892 sq. ft. of stone rip-rap scour protection will be constructed contiguous with existing sea wall. A boat lift will be installed at the marina.

Conservation Commission/Staff Comments:

The Hampton Conservation Commission have reviewed the project, made recommendations which have been incorporated into the permit conditions, and "... does not oppose the granting of a wetlands permit for work at 55 Harbor Road ..."

Inspection Date: 06/20/2005 by Frank D Richardson

APPROVE PERMIT:

Excavate, regrade or otherwise alter terrain in 78,000 sq. ft. of previously developed upland tidal buffer zone for activities associated with the construction of a 28-unit and a 16-unit condominium complex with appurtenant parking facilities, landscaping and drainage structures. An upgrade to the Hampton municipal sewer is a part of this project, including stanchion pumpouts for the marina and sewer force main installation. 4,892 sq. ft. of stone rip-rap scour protection will be constructed contiguous with existing sea wall. A boat lift will be installed at the marina.

With Conditions:

1. All work shall be in accordance with plans by Jones & Beach Engineers, Inc. dated 4/23/04, as received by the Department on October 22, 2004. In addition, revised or amended plans received November 17, 2004, November 29, 2004 and June 03, 2005 are incorporated.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. NH DES Coastal Region staff shall be notified in writing prior to commencement of work and upon its completion.
4. This permit is contingent on approval by the DES Site Specific Program.
5. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. There shall be no snow dumping on tidal wetlands adjacent to this site.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(b).

2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on June 20, 2005 and previously. Field inspection determined the entire site has been previously developed in a piecemeal fashion over many years and a fire recently destroyed one of the largest structures/buildings. This project will also upgrade the Hampton municipal sewer.

2004-02840 LAWRENCE, KENT
FREMONT Unnamed Wetland

Requested Action:

Dredge and fill 4200 square feet for access in the subdivision of 237.92 acres into 12 single family lots, a future phase lot and a conservation lot.

Conservation Commission/Staff Comments:

Please see the findings of approval for this project.

APPROVE PERMIT:

Dredge and fill 4200 square feet for access in the subdivision of 237.92 acres into 12 single family lots, a future phase lot and a conservation lot.

With Conditions:

1. All work shall be in accordance with plans by Cornerstone Survey Associates dated September 2003, and revised through May 6, 2005, as received by the Department on June 3, 2005.
2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
5. The deed which accompanies the sales transaction for each of the residential lots in this subdivision (Lots 156-2-1 through 156-2-12 inclusive) shall contain condition #4 of this approval.
6. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
7. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, NH to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
8. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
9. Work shall be done during low flow.
10. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
11. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
12. Proper headwalls shall be constructed within seven days of culvert installation.
13. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
14. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
15. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.

16. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
17. Silt fencing must be removed once the area is stabilized.
18. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h); Projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Wt 303.04(f).
2. The proposed subdivision access road is a connection between two existing roads.
3. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
4. The proposed access crosses the wetlands at the narrowest points and incorporates 2:1 side slopes to minimize the impacts to the wetland system.
5. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
6. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
7. The Town of Fremont has purchased 186.63 acres adjacent to the Prime Wetland for permanent protection.
8. The applicant has provided a conceptual plan for the future phase. This conceptual illustrates no future wetland impacts.
9. The applicant has met all the requirements of Wt 304.09(a).
10. The Fremont Conservation Commission has no concerns regarding the proposed crossings per their letter dated January 11, 2005.

2004-02953 LANOIE, JAMES
MANCHESTER Unnamed Wetland

Requested Action:

Fill 785 square feet (85 linear ft.) of degraded man-made drainage ditch, install a 85' x 12" culvert; and create 1,180 square feet of wet meadow contiguous with existing wetland for drainage management and wetland enhancement.

Conservation Commission/Staff Comments:

Conservation Commission did not report.

APPROVE PERMIT:

Fill 785 square feet (85 linear ft.) of degraded man-made drainage ditch, install a 85' x 12" culvert; and create 1,180 square feet of wet meadow contiguous with existing wetland for drainage management and wetland enhancement.

With Conditions:

1. All work shall be in accordance with plans and materials by ECM, Inc. dated 4/22/2005, as received by the Department on 5/11/2005 and 6/13/2005.
2. This permit shall be contingent on execution of the mitigation component of the proposal as approved herein.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
5. Proper headwalls shall be constructed within seven days of culvert installation.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. Work shall be done during low flow.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(l), alteration of 50 to 200 linear feet of an intermittent stream.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03. The applicant has demonstrated that this project will manage a degraded man-made drainage ditch and expand the higher quality wetland on the property. The mitigation is not required by Administrative Rule 302.03, but has been volunteered by the applicant to offset the ditch impact and meets the mitigation ratios.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2004-02970 GODETT /MCHUGH, JAMES/TERRI
ALTON Lake Winnepesaukee

Requested Action:

Repair an existing 5 ft by 24 ft permanent dock, replace the supporting existing 5 ft by 10 ft crib with a 4 ft by 10 ft crib, add a 5 ft by 6 ft seasonal dock on the end of the permanent dock on Lake Winnepesaukee, Alton.

APPROVE PERMIT:

Repair an existing 5 ft by 24 ft permanent dock, replace the supporting existing 5 ft by 10 ft crib with a 4 ft by 10 ft crib, add a 5 ft by 6 ft seasonal dock on the end of the permanent dock on Lake Winnepesaukee, Alton.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction as received by the Department on May 18, 2005.
2. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
3. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. This permit does not allow for maintenance dredging.
6. Repairs to these structures may be conducted, as necessary, throughout the duration of this permit provided that the permittee notifies the Wetlands Bureau and Conservation Commission, in writing, of the proposed start and completion date prior to performing any repair.
7. Repairs shall maintain existing size, location and configuration of the permanent dock section, the crib size shall be reduced as noted on the approved plan. The dock will have a 5 ft by 6 ft seasonal section added to the lakeward end of the permanent dock.
8. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
9. Work shall be carried out in a time and manner such that there will be no disturbance to migratory waterfowl breeding areas or fish spawning areas.
10. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), modification of a dock that exceeds Wt 402.01 for minimum impact docks classified under Wt 303.04.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal of a seasonal dock extension and modifying the crib is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.

2005-00153 AUSTIN, JOSEPH
CHICHESTER Unnamed Wetland

Requested Action:

Restore 450 square feet of previously disturbed wetland and, dredge and fill 7538 square feet of palustrine forested wetland, to construct a fire pond and dam structure.

APPROVE PERMIT:

Restore 450 square feet of previously disturbed wetland and, dredge and fill 7538 square feet of palustrine forested wetland, to construct a fire pond and dam structure.

With Conditions:

1. All work shall be in accordance with plans by Steven Cummings PE Civil Engineering, dated September 1, 2004, and revised through April 20, 2005, as received by the Department on May 10, 2005.
2. This permit is contingent on restoration of 450 square feet of disturbed wetland in accordance with plans by Steven Cummings PE dated September 1, 2004, and revised through April 20, 2005, as received by the Department on June 21, 2005.
3. The wetland restoration shall be completed prior to construction of the pond.
4. This permit is contingent on approval by the DES Subsurface Systems Bureau.
5. This permit is contingent on approval by the DES Site Specific Program.
6. This permit is contingent on approval by the DES Dam Safety Program.
7. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Water Division permitting staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
8. Work shall be done during periods of non-flow.
9. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
10. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
11. Area of restoration shall be regraded to original contours.
12. All material removed during restoration activities shall be removed down to the level of the original hydric soils.
13. Mulch within the restoration area shall be straw.
14. Seed mix within the restoration area shall be a wetland seed mix appropriate to the area and shall be applied in accordance with manufacturers specifications. The receipt and contents of the wetland mix shall be supplied to NHDES within 10 days of application.
15. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
16. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
17. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
18. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
19. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
20. Silt fencing must be removed once the area is stabilized.
21. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
22. A post-construction report documenting the status of the restored jurisdictional area, and the constructed pond, including photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(e), construction of a pond with less than 20,000 square feet of impact in a wetland or surface waters, which does not meet the criteria of Wt 303.04(p).
2. The applicant is providing this pond for the Chichester Fire Department use, at their request.
3. The fire Department does not have a reliable water supply for fire protection in the south east area of town. This proposed pond will provide an adequate fire protection water supply for 30% of the homes in town as well as the Commercial Businesses on Rte 4.
4. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
5. Relocating the fire pond further to the north would pose significant safety concerns. Relocating to the north necessitates passing full trucks on a steep hill particularly in the winter when the likelihood of black ice due to spillage would be great.
6. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
7. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
8. DES Staff conducted field inspections of the proposed project on April 4, 2005, April 7, 2005 and April 14, 2005. Field inspection determined that the existing subdivision was not in compliance with their wetland or Alteration of Terrain permits.
9. DES Staff conducted a field inspection, and determined all Alteration of Terrain deficiencies had been corrected.
11. DES Wetlands staff requested that the restoration of the wetlands be concurrent with this permit.
12. The applicant has provided information relative to the restoration of 450 square feet of previously disturbed wetland as part of this application.
13. The applicant has previously received a permit from DES Dam Safety for the proposed structure.

2005-00296

NH DEPT OF TRANSPORTATION

PIERMONT Eastman Brook

Requested Action:

Replace headwalls and add two wings and a stone apron at the outlet of a 69 in.x 42 in.x 39 ft. squash culvert impacting 306 sq. ft. (30 sq. ft. temporary).

Conservation Commission/Staff Comments:

Cons. Comm. no comment.

APPROVE PERMIT:

Replace headwalls and add two wings and a stone apron at the outlet of a 69 in.x 42 in.x 39 ft. squash culvert impacting 306 sq. ft. (30 sq. ft. temporary). NHDOT project #M202-4.

With Conditions:

1. All work shall be in accordance with plans by NHDOT Maintenance District #2 dated 11-4-04 as received by the Department on February 11, 2005.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Construction equipment shall not be located within surface waters.
5. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
7. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
8. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
9. Proper headwalls shall be constructed within seven days of culvert installation.

10. Work shall be done during low flow.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(l), alteration of less than 200 linear feet of stream.
2. The need for the proposed impacts has been demonstrated by the applicant per rule Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project.

2005-00371 LANCASTER, TOWN OF
LANCASTER Indian Brook

Requested Action:

Dredge and fill a total of 1,716 square feet (approximately 90 linear ft.) of Indian Brook to replace two deteriorated culverts with one new 10' x 3' x 48' concrete box culvert.

Conservation Commission/Staff Comments:

Con. Com. did not report.

APPROVE PERMIT:

Dredge and fill a total of 1,716 square feet (approximately 90 linear ft.) of Indian Brook to replace two deteriorated culverts with one new 10' x 3' x 48' concrete box culvert.

With Conditions:

1. All work shall be in accordance with revised plans by CMA Engineers dated 5/13/2005, as received by the Department on 6/24/2005.
2. Work shall be done during low flow.
3. Proper headwalls shall be constructed within seven days of culvert installation.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
6. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(l), projects which disturb less than 200 linear ft. of a perennial stream.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2005-00394

TEMPLE, TOWN OF

TEMPLE Unnamed Stream Barnes Brook

Requested Action:

Replace the West Road Bridge (Bridge #070/076) over Barnes Brook. Work to include the removal of the exiting bridge and installation of a box culvert lined with stone.

Conservation Commission/Staff Comments:

No comments submitted from the conservation commission.

APPROVE PERMIT:

Replace the West Road Bridge (Bridge #070/076) over Barnes Brook. Work to include the removal of the exiting bridge and installation of a box culvert lined with stone.

With Conditions:

1. All work shall be in accordance with plans by HTA, Inc. dated June 2005, as received by the Department on May 27, 2005.
2. This permit is contingent on review and approval, by the DES Wetlands Bureau, of final stream diversion/erosion control plans. Those plans shall detail the timing and method of stream flow diversion during construction, and show temporary siltation/erosion/turbidity control measures to be implemented.
3. The applicant shall notify DES and the local conservation commission in writing of their intention to commence construction no less than 5 business days prior to construction.
4. Unconfined work within the river, exclusive of work associated with installation of a cofferdam, shall be done during periods of low flow.
5. Cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once a cofferdam is fully effective, confined work can proceed without restriction.
6. Prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
7. Temporary cofferdams shall be entirely removed immediately following construction.
8. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
9. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
10. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
11. Temporary impact areas shall be regraded to original contours following completion of work.
12. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This project will impact 153 linear feet of a perennial stream and is therefore a minor impact project per Administrative Rule Wt 303.03(l), alteration of or disturbance of less than 200 linear feet of a nontidal stream channel.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The project upgrades a substandard crossing that will provide a public safety benefit.

2005-00470 NH DEPT OF TRANSPORTATION
UNITY Chase Brook

Requested Action:

Replace a 4 ft. x 3 ft. concrete box culvert with a corrugated 57 in. x 38 in. x 38 ft. pipe arch (extended 6 ft.) and end sections impacting 301 sq. ft. (85 sq. ft. temporary).

Conservation Commission/Staff Comments:

Cons. Comm. no comment

APPROVE PERMIT:

Replace a 4 ft. x 3 ft. concrete box culvert with a corrugated 57 in. x 38 in. x 38 ft. pipe arch (extended 6 ft.) and end sections impacting 301 sq. ft. (85 sq. ft. temporary). NHDOT project #M215-15.

With Conditions:

1. All work shall be in accordance with plans by NHDOT as received by the Department on March 10, 2005.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Construction equipment shall not be located within surface waters.
5. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
7. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
8. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Work shall be done during low flow.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(1), alteration of less than 200 linear feet of stream.
2. The need for the proposed impacts has been demonstrated by the applicant per rule Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project.
5. The 6-foot extension will provide a wider shoulder improving safety.

2005-00500 BEGOR, MARK & KRISTEN
SUNAPEE Lake Sunapee

Requested Action:

Construct a 6 ft by 40 ft seasonal dock, install a seasonal boatlift with a 10 ft by 27 ft seasonal canopy on Lake Sunapee, Sunapee.

Conservation Commission/Staff Comments:

Con Com approved project

APPROVE PERMIT:

Construct a 6 ft by 40 ft seasonal dock, install a seasonal boatlift with a 10 ft by 27 ft seasonal canopy on Lake Sunapee, Sunapee.

With Conditions:

1. All work shall be in accordance with plans by Richard Green dated March 4, 2005, as received by the Department on March 15, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
4. Seasonal pier shall be removed from the lake for the non-boating season.
5. No portion of the pier shall extend more than 40 feet from the shoreline at full lake elevation.
6. Canopies shall be of seasonal construction type with a flexible fabric cover which shall be removed for the non-boating season.
7. Boatlifts shall be of seasonal construction type and be removed for the non-boating season.
8. No work is authorized to the pre-existing "L" shaped dock on the frontage.
9. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), construction of docking facilities that provide 3-4 boat slips.

2005-00506

VICKOWSKI, GREGORY

ALTON Lake Winnepesaukee

Requested Action:

Permanently remove an existing 12 ft by 3 ft 5 in wharf along the shoreline, extend an existing 12 ft by 4 ft piling pier to 21 ft 6 in in length, repair a 14 ft by 12 ft deck over the water, install a seasonal boatlift with a 9 ft by 27 ft seasonal canopy in the southern slip, and install two PWC lifts to the south of the deck on an average of 100 ft of shoreline on Lake Winnepesaukee, Alton.

Conservation Commission/Staff Comments:

Con Com questions length and the PWC lifts are not shown on the plans

APPROVE PERMIT:

Permanently remove an existing 12 ft by 3 ft 5 in wharf along the shoreline, extend an existing 12 ft by 4 ft piling pier to 21 ft 6 in in length, repair a 14 ft by 12 ft deck over the water, install a seasonal boatlift with a 9 ft by 27 ft seasonal canopy in the southern slip, and install two PWC lifts to the south of the deck on an average of 100 ft of shoreline on Lake Winnepesaukee, Alton.

With Conditions:

1. All work shall be in accordance with plans by Watermark Marine Construction dated February 26, 2005, revision date April 5, 2005, as received by the Department on June 6, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. This permit to replace or repair existing structures shall not preclude the Department of Environmental Services from taking any enforcement action or revocation action if the Department of Environmental Services later determines that these "existing structures" were not previously permitted or grandfathered.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
5. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
6. Repair shall maintain existing size, location and configuration.
7. This permit does not allow for any dredging of the lakebed for boatslips.
8. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be

- avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
9. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
 10. Canopies shall be of seasonal construction type with a flexible fabric cover which shall be removed for the non-boating season.
 11. PWC lifts shall be removed for the non-boating season.
 12. The seasonal boatlift shall be of seasonal construction type which shall be removed for the non-boating season.
 13. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), construction of a docking system that exceeds the design criteria of Wt 402.01.
2. NH NHI and NH Fish and Game will not be submitting comments.

2005-00682 FRISELLE, STEPHEN
BRENTWOOD Unnamed Wetland

Requested Action:

Dredge and fill a total of 3,125 square feet of wetlands including 200 square feet of roadside ditch impact at entrance, and 225 square feet for grading, and 2,700 square feet to install a 18" x 36' culvert, for construction of a roadway for a 9-lot subdivision on 32.6 acres.

Conservation Commission/Staff Comments:

Conservation Commission comments are addressed.

APPROVE PERMIT:

Dredge and fill a total of 3,125 square feet of wetlands including 200 square feet of roadside ditch impact at entrance, and 225 square feet for grading, and 2,700 square feet to install a 18" x 36' culvert, for construction of a roadway for a 9-lot subdivision on 32.6 acres.

With Conditions:

1. All work shall be in accordance with revised plans by Jones and Beach Engineering Inc. dated 5/10/2005, as received by the Department on 5/23/2005.
2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
5. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #11 of this approval.
6. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
7. Work shall be done during low flow.
8. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
9. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
10. Proper headwalls shall be constructed within seven days of culvert installation.
11. Culvert outlets shall be properly rip rapped.
12. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
13. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
14. The applicant shall coordinate with the Conservation Commission to post signage along certain wetlands boundaries on the site in order to protect particularly sensitive areas from future encroachment by home owners.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), projects that involve less than 20,000 sq. ft. of non-tidal wetlands in the aggregate that exceed the criteria of Wt 303.04(f).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03. The applicant has been able to eliminate a deceleration lane, a concern of the Conservation Commission, and thereby reduce the impacts.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES has conditioned the permit relative to the signage request made by the Conservation Commission; but the fertilizer limitation request made by the Conservation Commission is beyond the jurisdiction of the Wetlands Bureau.

2005-00735 ST MORITZ CONDOMINIUM ASSOCIATION
LACONIA Paugus Bay

Requested Action:

Install six tie off pilings adjacent to an existing 6 ft by 60 ft permanent dock accessed by a 6 ft by 31 ft access walkway, reduced from 6 ft by 32 ft, on Lake Winnepesaukee, Laconia.

Conservation Commission/Staff Comments:

No Con Com comments by 6/22/05

APPROVE PERMIT:

Install six tie off pilings adjacent to an existing 6 ft by 60 ft permanent dock accessed by a 6 ft by 31 ft access walkway, reduced from 6 ft by 32 ft, on Lake Winnepesaukee, Laconia.

With Conditions:

1. All work shall be in accordance with plans as received by the Department on April 15, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. This permit to replace or repair existing structures shall not preclude the Department of Environmental Services from taking any enforcement action or revocation action if the Department of Environmental Services later determines that these "existing structures" were not previously permitted or grandfathered.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
5. Repair shall maintain existing size, location and configuration.
6. Construction debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(m), addition of tie-off pilings.

2005-00748 KENNEDY, STEPHEN & DEANNA
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Permanently remove an existing 4 ft by 66 ft seasonal dock, and an existing 12 ft by 12 ft deck on the bank, construct two 6 ft by 25 ft seasonal docks connected by a 6 ft by 34 ft seasonal dock in a "U" configuration, accessed by a 6 ft by 30 ft seasonal walkway, install two seasonal boatlifts in the center two slips provided, construct a 551 sqft perched beach with 20 cy of sand on Lake Winnepesaukee, Moultonborough.

Conservation Commission/Staff Comments:

Con Com has no concerns

NH NHI and NH F & G will not be commenting

APPROVE PERMIT:

Permanently remove an existing 4 ft by 66 ft seasonal dock, and an existing 12 ft by 12 ft deck on the bank, construct two 6 ft by 25 ft seasonal docks connected by a 6 ft by 34 ft seasonal dock in a "U" configuration, accessed by a 6 ft by 30 ft seasonal walkway, install two seasonal boatlifts in the center two slips provided, construct a 551 sqft perched beach with 20 cy of sand on Lake Winnepesaukee, Moultonborough.

With Conditions:

1. All work shall be in accordance with plans by Folsom Design Group dated April 18, 2005, as received by the Department on April 20, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. These shall be the only structures on this water frontage and all portions of the structures shall be at least 20 ft from abutting property lines or the imaginary extension of those lines into the water.
6. All seasonal structures shall be removed from the lake for the non-boating season.
7. No portion of the piers shall extend more than 61 feet from the shoreline at full lake elevation.
8. Construction debris shall be placed outside of the DES Wetlands Bureau jurisdiction.
9. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line (Elevation 504.32). Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
10. The steps installed for access to the water shall be located completely landward of the normal high water line.
11. No more than 20 cu yds of sand may be used and all sand shall be located above the normal high water line.
12. This permit shall be used only once, and does not allow for annual beach replenishment.
13. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
14. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
15. Boatlifts shall be of seasonal construction type shall be removed for the non-boating season.
16. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), construction of a dock that exceeds Wt 402.01.
2. NH NHI and NH Fish and Game will not be submitting comments.

2005-00780

NH DEPT OF TRANSPORTATION

LEBANON Mascoma River

Requested Action:

Reconstruct and raise the inlet header of twin 60 in. culverts to allow for the widening of Heater Road, remove accumulated silt and sand from the inlet and add stone, if needed impacting 740 sq. ft. (300 sq. ft. temporary) of an unnamed stream.

Conservation Commission/Staff Comments:

Cons. Comm. requests work to be in late summer and consider low maintenance native cover

APPROVE PERMIT:

Reconstruct and raise the inlet header of twin 60 in. culverts to allow for the widening of Heater Road, remove accumulated silt and sand from the inlet and add stone, if needed impacting 740 sq. ft. (300 sq. ft. temporary) of an unnamed stream. NHDOT project #M207-3.

With Conditions:

1. All work shall be in accordance with plans by NHDOT Maintenance District #2 dated April 8, 2005 as received by the Department on April 25, 2005.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Construction equipment shall not be located within surface waters.
5. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
7. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
8. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
9. Work shall be done during low flow in late summer.
10. Stabilization using low-maintenance native cover should be considered.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(1), alteration of less than 200 linear feet of stream.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. Comments from the Conservation Commission are incorporated as conditions of the approval.

2005-00789 CONDON, THOMAS & LINDA
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Repair 20 linear ft of existing dry-laid stone retaining wall, replace existing 3 ft wide steps, replace 51 linear ft of stone and mortar retaining wall with dry-laid stone wall, and construct 31 linear ft of new dry-laid wall behind existing sloped beach on Lake Winnepesaukee, Moultonborough.

Conservation Commission/Staff Comments:

No Con Com comments by May 31, 2005.

APPROVE PERMIT:

Repair 20 linear ft of existing dry-laid stone retaining wall, replace existing 3 ft wide steps, replace 51 linear ft of stone and mortar retaining wall with dry-laid stone wall, and construct 31 linear ft of new dry-laid wall behind existing sloped beach on Lake Winnepesaukee, Moultonborough.

With Conditions:

1. All work shall be in accordance with plans by Folsom dated March 18, 2005, as received by the Department on April 25, 2005.
2. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or

revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.

3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Work shall be done during drawdown.
5. Area shall be regraded to original contours following completion of work.
6. Excavated material and construction related debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Repair/replacement shall maintain existing size, location and configuration.
8. This permit does not allow for the placement of sand on the existing sloped beach.
9. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(c), repair of existing retaining walls.
2. The Loon Preservation Committee has not submitted comments to the file.
3. The repair is to be done during draw down to limit the impact to the possible Loons.
4. NH Fish and Game will not be submitting comments to the file.

2005-00863 NORTHWOOD, TOWN OF
NORTHWOOD Tucker Brook

Requested Action:

Remove two 36 in. x 41 ft. corrugated metal pipes and one 24 in. x 22 ft. corrugated plastic pipe and replace with one 4 ft. x 8 ft. box culvert in Tucker Brook at Harmony Road crossing.

APPROVE PERMIT:

Remove two 36 in. x 41 ft. corrugated metal pipes and one 24 in. x 22 ft. corrugated plastic pipe and replace with one 4 ft. x 8 ft. box culvert in Tucker Brook at Harmony Road crossing.

With Conditions:

1. All work shall be in accordance with plans by Underwood Engineers dated May 2005 and revised June 3, 2005, as received by NHDES on June 9, 2005, with the following exception. Native material that was excavated to depress the culvert shall be placed in the bottom of the new culvert.
2. Work within the bed of Tucker Brook shall be done during low flow conditions and during the months of May through September. No in-stream work shall occur after October 1 unless a waiver of this condition is issued by the DES Wetlands Bureau.
3. There shall be no excavation or operation of construction equipment in flowing water
4. Before starting work within surface waters, a cofferdam shall be constructed to isolate the work area from the surface waters.
5. Cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once a cofferdam is fully installed, confined work can proceed without restriction.
6. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer between dewatering area and surface waters or wetlands.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Faulty equipment shall be repaired prior to entering jurisdictional areas.
9. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.
10. All refueling of equipment shall occur outside of surface waters or wetlands during construction.
11. Temporary cofferdams shall be removed immediately following construction.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(l), Projects that alter the course of or disturb less than 200 linear feet of an intermittent or perennial nontidal stream or river channel or its banks.

2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has modified the culvert size to provide improved conditions for passage of fish and small wildlife, such as the Blanding's turtle.
5. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

MINIMUM IMPACT PROJECT

2004-01506 MULHERIN, BRENDA
ENFIELD Mascoma Lake

Requested Action:

Construct a 4 ft by 32 ft seasonal dock, install a seasonal boatlift in the northern slip on 67 ft of frontage on Mascoma Lake, Enfield.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

APPROVE PERMIT:

Construct a 4 ft by 32 ft seasonal dock, install a seasonal boatlift in the northern slip on 67 ft of frontage on Mascoma Lake, Enfield.

With Conditions:

1. All work shall be in accordance with plans by Pathways Consulting LLC dated May 2005, as received by the Department on June 1, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
4. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
5. Seasonal pier shall be removed from the lake for the non-boating season.
6. No portion of the pier shall extend more than 32 feet from the shoreline at full lake elevation.
7. Boatlifts shall be of seasonal construction type and shall be removed for the non-boating season.
8. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(a), construction of a 2 slip seasonal dock.
2. Pathways Consulting has submitted information regarding the amount of frontage the applicant has.

2005-00114 LOON MTN RECREATION CORP, RICK KELLEY
LINCOLN Boyle Brook

Requested Action:

Dredge and fill 415 sq. ft. of wetland to install a 30" x 40' culvert extension in an intermittent stream to expand chair lift loading

access.

Conservation Commission/Staff Comments:
Conservation Commission did not report.

APPROVE PERMIT:

Dredge and fill 415 sq. ft. of wetland to install a 30" x 40' culvert extension in an intermittent stream to expand chair lift loading access.

With Conditions:

1. All work shall be in accordance with plans by Horizons Engineering dated 12/2004 and additional material dated 6/2005, as received by the Department on 1/14,2005 and 6/17/2005 respectively.
2. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
3. Proper headwalls shall be constructed within seven days of culvert installation.
4. Culvert outlets shall be properly rip rapped.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
7. Work shall be done during non-flow.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(n), alteration of less than 50 linear ft. of an intermittent stream.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2005-00807 NORTHERN UTILITIES, WM. WHITE & CURTIS DAMON
HAMPTON Hampton River

Requested Action:

Impact 600 sq. ft. (60'x10') within the 100-foot Tidal Buffer Zone for the installation of a 4" natural gas line.

Conservation Commission/Staff Comments:
The Hampton Conservation Commission did not comment on the project.

Inspection Date: 01/04/2005 by Eben M Lewis

APPROVE PERMIT:

Impact 600 sq. ft. (60'x10') within the 100-foot Tidal Buffer Zone for the installation of a 4" natural gas line.

With Conditions:

1. All work shall be in accordance with plans by WRC dated 2/10/05 and revised through March 2005, as received by the Department on April 26, 2005.
2. DES Coastal staff shall be notified in writing prior to commencement of work and upon its completion.
3. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

4. There shall be no further alteration of jurisdictional area for any other construction related activities.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Area shall be regraded to original contours following completion of work.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(b) Projects in previously-developed upland areas within 100 feet of the highest observable tide line.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES staff conducted a field inspection on 1/4/05.
6. NH Natural Heritage Bureau (NHNHB) has identified two state listed threatened species within the vicinity of the project; Sand Drop-seed (*Sporobolus cryptandrus*) and Tall Wormwood (*Artemisia campestris*), one rare species; Beach Grass (*Ammophila breviligulata*), and Beach grass grassland and High Saltmarsh as two natural communities. DES review of this application and field inspection finds that the NHNHB identified species will not be impacted as a result of this project.

2005-00820 NH DEPT OF TRANSPORTATION
NELSON Unnamed Stream

Requested Action:

Replace a 15 in. x 35 ft. culvert with an 18 in. x 35 ft. culvert; cleanout six 35 ft. long culverts and a 100 ft. long drainage channel impacting 1,415 sq. ft. of wet meadow and seasonal stream.

Conservation Commission/Staff Comments:

Cons. Comm. no comment.

APPROVE PERMIT:

Replace a 15 in. x 35 ft. culvert with an 18 in. x 35 ft. culvert; cleanout six 35 ft. long culverts and a 100 ft. long drainage channel impacting 1,415 sq. ft. of wet meadow and seasonal stream. NHDOT project #M407-1.

With Conditions:

1. All work shall be in accordance with plans by NHDOT Maintenance District #4, as received by the Department on April 27, 2005.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Work within the wetland/stream, shall be done during periods of low flow.
4. Construction equipment shall not be located within surface waters.
5. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; and c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
7. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

2005-00891 THOMAS, RUSSELL
MEREDITH Lake Winnepesaukee

Requested Action:

Add a 6 ft by 20 ft seasonal extension to an existing 6 ft by 40 seasonal dock on Lake Winnepesaukee, Meredith.

Conservation Commission/Staff Comments:

Con Com approved of project

APPROVE PERMIT:

Add a 6 ft by 20 ft seasonal extension to an existing 6 ft by 40 seasonal dock on Lake Winnepesaukee, Meredith.

With Conditions:

1. All work shall be in accordance with plans as received by the Department on May 4, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
4. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
5. Seasonal pier shall be removed from the lake for the non-boating season.
6. No portion of the pier shall extend more than 60 feet from the shoreline at full lake elevation.
7. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(a), construction of a seasonal dock.

2005-01057 NH DEPT OF TRANSPORTATION
EASTON Unnamed Stream

Requested Action:

Emergency permit to: Dredge the inlets and outlets of two culverts to remove sediment and debris temporarily impacting 380 sq. ft. of a stream. NHDOT project #M116-11.

CONFIRM EMERGENCY AUTHORIZATION:

Emergency permit to: Dredge the inlets and outlets of two culverts to remove sediment and debris temporarily impacting 380 sq. ft. of a stream. NHDOT project #M116-11.

With Conditions:

1. Any further alteration of areas within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

FORESTRY NOTIFICATION

2005-01415 COLBY, JAMES
CHICHESTER Unnamed Stream

COMPLETE NOTIFICATION:

Chichester Tax Map 5, Lot# 51

2005-01416 THE FLATLEY COMPANY
NASHUA Unnamed Stream

COMPLETE NOTIFICATION:
Nashua Tax Map A, Lot# 44, 58, 67, 92 & 231

2005-01417 ROSE, CHARLES
WARNER Unnamed Stream

COMPLETE NOTIFICATION:
Warner Tax Map 9, Lot# 44

2005-01418 ANDERSON, MARK
CANAAN Unnamed Stream

COMPLETE NOTIFICATION:
Canaan Tax Map 13N, Lot# 20 & 21

2005-01428 ROSSI, ROSEMARIE
MASON Unnamed Stream

COMPLETE NOTIFICATION:
Mason Tax Map F, Lot# 28

2005-01429 MILLER, PATRICK & P ANDRUSKIEWICZ
CAMPTON Unnamed Stream

COMPLETE NOTIFICATION:
Campton Tax Map 14, Lot# 3-4

2005-01430 BIBBS, CHERYL
WILMOT Unnamed Stream

COMPLETE NOTIFICATION:
Wilmot Tax Map 3, Lot# 12

2005-01431 WHITCHER, DAVID & JUDY
BRISTOL Unnamed Stream

COMPLETE NOTIFICATION:
Bristol Tax Map 223, Lot# 23

2005-01433 MCSHEFFREY, NEIL & HELEN
BELMONT Unnamed Stream

COMPLETE NOTIFICATION:
Belmont Tax Map 121, Lot# 113

2005-01434 ROBEY, CAROL & ROBERT OOT
EFFINGHAM Unnamed Stream

COMPLETE NOTIFICATION:
Effingham Tax Map 416, Lot# 16, 17 & 18

2005-01435 DOWNS, RALPH
EFFINGHAM Unnamed Stream

COMPLETE NOTIFICATION:
Effingham Tax Map 419, Lot# 2 & 9

2005-01436 LOTHAIR INC
BRADFORD Unnamed Stream

COMPLETE NOTIFICATION:
Bradford Tax Map 8 & 12, Lot# 30, 31 & 5, 6

EXPEDITED MINIMUM

2005-00678 RESNICK, MITCHELL & JANE
SUNAPEE Lake Sunapee

Requested Action:
Repair an existing 10 ft by 25 ft permanent dock connected to a 20 ft by 20 ft wharf along the shore in a "J" shaped configuration on 56 ft of shoreline on Lake Sunapee, Sunapee.

Conservation Commission/Staff Comments:
Con Com signed Exp Application

APPROVE PERMIT:
Repair an existing 10 ft by 25 ft permanent dock connected to a 20 ft by 20 ft wharf along the shore in a "J" shaped configuration on 56 ft of shoreline on Lake Sunapee, Sunapee.

With Conditions:

1. All work shall be in accordance with plans as received by the Department on April 11, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Repairs to these structures may be conducted, as necessary, throughout the duration of this permit provided that the permittee notifies the Wetlands Bureau and Conservation Commission, in writing, of the proposed start and completion date prior to performing any repair.

4. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if it later determines that any "existing structures" were not previously permitted or grandfathered in their current configuration.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
6. This permit does not allow for maintenance dredging.
7. Repairs shall maintain existing size, location and configuration.
8. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
9. Work shall be carried out in a time and manner such that there will be no disturbance to migratory waterfowl breeding areas or fish spawning areas.
10. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(v), repair of existing docking structures.

2005-00729 ESTES, NICHOLAS
HANOVER Connecticut River

Requested Action:

Install an 8 ft x 12 ft seasonal walkway connected to a 6 ft x 30 ft seasonal floating dock connected to an 8 ft x 10 floating seasonal dock section held by two safety ties to stakes driven into the ground on 370 ft of frontage on the Connecticut River.

Conservation Commission/Staff Comments:

Exception to width rule - allow 8x8 ft section on seasonal dock for handicap access

APPROVE PERMIT:

Install an 8 ft x 12 ft seasonal walkway connected to a 6 ft x 30 ft seasonal floating dock connected to an 8 ft x 10 floating seasonal dock section held by two safety ties to stakes driven into the ground on 370 ft of frontage on the Connecticut River.

With Conditions:

1. All work shall be in accordance with plans by Nicholas Estes as received by the Department on May 27, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. Seasonal pier and deck shall be removed for 5 months during the non-boating season.
4. This shall be the only structure on this water frontage and all portions of the structure shall be at least 20 ft from abutting property lines or the imaginary extension of those lines into the water.
5. Safety tie stakes shall not cause impact to the wetlands jurisdiction, and shall be located completely landward of "top of bank".
6. No portion of the pier shall extend more than 40 ft from the shoreline at full lake elevation.
7. Seasonal pier and walkway shall be reduced to 6 ft in width upon transfer of ownership, unless evidence is shown that a similar hardship exists by successive owner.
8. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(a), construction of a seasonal pier. Special exemption exists for dock and walkway widths, provisioned for 8 ft in width.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2005-00805 JAMBCO INC
DEERFIELD Unnamed Wetland

Requested Action:

Impact 1,830 square feet of forested wetland to install a 18-inch by 40-foot culvert with rip-rip outlet and rip-rap slope protection for access to a 3-lot subdivision on 20.10 acres.

Conservation Commission/Staff Comments:

The Deerfield Conservation Commission signed the Minimum Impact Expedited Application.

APPROVE PERMIT:

Impact 1,830 square feet of forested wetland to install a 18-inch by 40-foot culvert with rip-rip outlet and rip-rap slope protection for access to a 3-lot subdivision on 20.10 acres.

With Conditions:

1. All work shall be in accordance with plans by McCourt Engineering Associates, PLLC dated February 2005, as received by the Department on June 20, 2005
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
6. Work shall be done during low flow conditions.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
8. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
9. Culvert outlets shall be properly rip rapped.
10. Proper headwalls shall be constructed within seven days of culvert installation.
11. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), alteration of less than 3,000 square feet of jurisdictional forested wetland.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2005-01045 GAK INVESTMENTS LLC
GILSUM Tributary To Ashuelot River

Requested Action:

Approve name change to: Byron Bouchie, 550 Middle Town Rd., Roxbury, NH 03431 per request received 6/30/2005.

Conservation Commission/Staff Comments:

The Gilsum Conservation Commission signed the Minimum Impact Expedited Application.

APPROVE NAME CHANGE:

Impact 500 square feet within the bed and banks of an intermittent stream for the installation of a 20-inch by 20-foot culvert for access to a single family residential lot on 3.94 acres as part of a 2-lot subdivision of 7.3 acres.

With Conditions:

1. All work shall be in accordance with the Wetland Crossing plan by Bell Engineering dated April 26, 2005 and revised on June 20, 2005, as received by the Department on June 22, 2005.
2. This permit is contingent on approval by the DES Site Specific Program.
3. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
5. Work shall be done during low flow conditions.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
8. Proper headwalls shall be constructed within seven days of culvert installation.
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Wt 502.03(b).

2005-01055 RYAN, MIKE
WHITEFIELD Unnamed Wetland

Requested Action:

Impact 400 square feet of forested wetland to install twin 2-foot by 20-foot culverts for access to a single family residential lot on 6.62 acres.

Conservation Commission/Staff Comments:

The Whitefield Conservation Commission signed the Minimum Impact Expedited Application.

APPROVE PERMIT:

Impact 400 square feet of forested wetland to install twin 2-foot by 20-foot culverts for access to a single family residential lot on 6.62 acres.

With Conditions:

1. All work shall be in accordance with plans by Larry Rexford dated June 25, 2005, as received by the Department on June 29, 2005.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
5. Work shall be done during low flow conditions.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Proper headwalls shall be constructed within seven days of culvert installation.
8. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), alteration of less than 3,000 square feet of jurisdictional forested wetland.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2005-01076

EVANS, ELAINE

PIERMONT Eastman Brook

Requested Action:

Maintenance dredge approximately 2,400 square feet (300 cubic yards) of Eastman Brook to ensure proper operation of an existing hydroelectric facility.

Conservation Commission/Staff Comments:

The Piermont Conservation Commission signed the Minimum Impact Expedited.

APPROVE PERMIT:

Maintenance dredge approximately 2,400 square feet (300 cubic yards) of Eastman Brook to ensure proper operation of an existing hydroelectric facility.

With Conditions:

1. All work shall be in accordance with plans by Osgood Drafting & Design dated October 17, 2003 received by the Department on May 23, 2005.
2. Future wetland applications to maintenance dredge this area shall include detailed engineered plans so that the Wetlands Bureau can adequately assess temporary and permanent impacts.
3. All work shall be completed by October 1, 2005, in order to avoid potential fisheries impacts during spawning season.
4. This permit shall be used only once and does not allow for annual maintenance dredging.
5. Work shall be conducted during low flow.
6. Dredged material shall be placed out of DES Wetlands Bureau jurisdiction.
7. Dewatering of dredge spoils shall be contained in an area that is: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
8. Appropriate erosion and siltation controls shall be installed prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
9. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
10. Any further alteration of wetlands on this property will require a new application and further permitting by the DES Wetlands Bureau.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(k).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. Project is necessary to ensure safe and efficient operation of the existing hydroelectric facility.

2005-01135 ROCHESTER PUBLIC WORKS DEPT, MELODIE ESTERBERG
ROCHESTER Unnamed Wetland

Requested Action:

Impact 723 square feet of road-side drainage ditch to upgrade NH Route 11 to accommodate the expansion of an adjacent Wal-Mart for vehicular safety.

Conservation Commission/Staff Comments:

The Rochester Conservation Commission signed the Minimum Impact Expedited Application.

APPROVE PERMIT:

Impact 723 square feet of road-side drainage ditch to upgrade NH Route 11 to accommodate the expansion of an adjacent Wal-Mart for vehicular safety.

With Conditions:

1. 1. All work shall be in accordance with plans by CLD Consulting Engineers, Inc. dated May 2005, as received by the Department on May 27, 2005.
2. This permit is contingent on review and approval, by the DES Wetlands Bureau, of final erosion control plans. Those plans shall detail the temporary siltation/erosion/turbidity control measures to be implemented.
3. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
5. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
7. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Matting and pinning shall stabilize slopes steeper than 3:1.
8. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
9. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
10. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
11. Standard precautions shall be taken to prevent import or transport of soil or seed stock from nuisance, invading species such as purple loosestrife or Phragmites.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), alteration of less than 3,000 square feet of jurisdictional wet meadow/forested wetland.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2005-01173 DROUIN BUILDERS INC
BELMONT Unnamed Wetland

Requested Action:

Impact 427 square feet within the bed and banks of an intermittent stream to install a 15-inch by 22-foot culvert for access to a

single family residential lot on 22.52 acres as part of a 3-lot subdivision of 29.42 acres.

Conservation Commission/Staff Comments:

The Belmont Conservation Commission signed the Minimum Impact Expedited Application.

APPROVE PERMIT:

Impact 427 square feet within the bed and banks of an intermittent stream to install a 15-inch by 22-foot culvert for access to a single family residential lot on 22.52 acres as part of a 3-lot subdivision of 29.42 acres.

With Conditions:

1. All work shall be in accordance with the Subdivision Plan by Harold E. Johnson, Inc. dated January 31, 2005, as received by the Department on May 31, 2005.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
6. Work shall be done during low flow conditions.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
8. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), alteration of less than 3,000 square feet of jurisdictional forested wetland.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2005-01218 DRED - TRAILS BUREAU
DERRY Unnamed Wetland

Requested Action:

Fill appoximately 1,450 square feet of fill in wetlands to raise the grade of existing trail, Stump and grub additional 1,000 square of wetland to provide proper sight distance for recreational vehicles on Big Island Pond Road

APPROVE PERMIT:

Fill appoximately 1,450 square feet of fill in wetlands to raise the grade of existing trail, Stump and grub additional 1,000 square of wetland to provide proper sight distance for recreational vehicles on Big Island Pond Road

With Conditions:

1. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
2. Pursuant to memo received by Fish and Game Department they have a record of a sensitive species in the vicinity: spotted turtle, blanding's turtles, and sedge wren so extra precautions need to be taken to carry out work to avoid any impacts to turtle nests in area.

3. Pursuant to Fish and Game memo work shall take only after October 1 and before May 15 to avoid impacts to nesting turtles.

2005-01223 WASHINGTON, TOWN OF
WASHINGTON Unnamed Wetland

Requested Action:

Impact 225 square feet within the bed of a an existing, failing 36-inch culvert to replace with a 36-inch by 54-inch arch culvert beneath Valley Road for safe vehicular passage.

Conservation Commission/Staff Comments:

The Washington Conservation Commission signed the Minimum Impact Expedited Application.

APPROVE PERMIT:

Impact 225 square feet within the bed of a an existing, failing 36-inch culvert to replace with a 36-inch by 54-inch arch culvert beneath Valley Road for safe vehicular passage.

With Conditions:

1. All work shall be in accordance with plans by Edward G. Thayer dated May 23, 2005, as received by the Department on June 6, 2005.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Work shall be done only under no flow conditions;
4. Appropriate erosion, siltation and turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate work area, and shall remain until the area is stabilized and suspended particles have settled and the water at the work area has returned to normal clarity;
5. Machinery shall not be located within surface waters. All work must be conducted from the top of the bank;
6. Machinery shall be staged and refueled in upland areas;
7. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in their use.
8. The temporary cofferdam or other water control device shall be constructed prior to commencing work on a substructure located within surface waters;
9. Temporary cofferdams or other water control devices shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once a temporary cofferdam or other water control device is fully effective, confined work may proceed without restriction;
10. Temporary cofferdams or other water control devices shall be completely removed immediately following maintenance or repair work;
11. Discharge from dewatering of work areas shall be to sediment basins that are located in uplands, lined with hay bales or other acceptable sediment trapping liners, and set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer;
12. Any material removed from the bed of the surface water to facilitate installation of the temporary cofferdam or other water control device shall be dewatered in upland areas discharging to sedimentation basins lined with erosion and siltation controls to prevent water quality degradation and disposed of outside the jurisdiction of the DES Wetlands Bureau;
13. Work shall not cause violations (sedimentation and turbidity) of surface water quality standards, in accordance with Env-Ws 1700;
14. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), alteration of less than 3,000 square feet of impact to jurisdictional forested wetland.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.

3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2005-01250 14 SMR LLC
MANCHESTER Unnamed Wetland

Requested Action:

Dredge and fill approximately 2,974 square feet of forested wetland, impacting approximately 2,706 square feet of forested wetland and 268 square feet of scoured channel to access upland areas for gravel storage.

APPROVE PERMIT:

Dredge and fill approximately 2,974 square feet of forested wetland, impacting approximately 2,706 square feet of forested wetland and 268 square feet of scoured channel to access upland areas for purpose of gravel storage areas.

With Conditions:

1. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
2. The construction project will follow the sediment and erosion control guidelines outlined in the Best Management Section of the Rockingham County Conservation District's Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (1992).
3. All exposed areas will be vegetated within 5 days of final grading.
4. All areas are to be planted with New England Erosion Control/Restoration mix for long-term cover.

2005-01252 ROCHESTER, CITY OF
ROCHESTER Unnamed Wetland

Requested Action:

Dredge a total of 2,600 square feet (Including 435 linear feet of impact) along Lowell Street Extension and replace two (2) culverts associated with the regrading of the road surface for safe vehicular passage.

Conservation Commission/Staff Comments:

The Rochester Conservation Commission signed the Minimum Impact Expedited Application.

APPROVE PERMIT:

Dredge a total of 2,600 square feet (Including 435 linear feet of impact) along Lowell Street Extension and replace two (2) culverts associated with the regrading of the road surface for safe vehicular passage.

With Conditions:

1. All work shall be in accordance with plans by CLD Consulting Engineers, Inc. dated March 2005, as received by the Department on June 8, 2005.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Work shall be done during low flow conditions.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Proper headwalls shall be constructed within seven days of culvert installation.
7. 1. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be

stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

8. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.

9. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.

10. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(j) Projects located within the right-of-way of a public road that do not impact bogs, marshes, sand dunes, tidal wetlands, or undisturbed tidal buffer zone, prime wetlands.

2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.

3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.

4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2005-01278 NH DEPT OF TRANSPORTATION
CHICHESTER Unnamed Wetland

Requested Action:

Replace roadside drainage with underdrains and catch basins; extend culvert 10 feet impacting 500 sq. ft. of wet meadow.

APPROVE PERMIT:

Replace roadside drainage with underdrains and catch basins; extend culvert 10 feet impacting 500 sq. ft. of wet meadow. NHDOT project #M503-1.

With Conditions:

1. All work shall be in accordance with plans by NHDOT Maintenance Dist. #5 as received by the Department on June 10, 2005.

2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.

3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.

4. Construction equipment shall not be located within surface waters.

5. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

6. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

7. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.

8. There shall be no further alteration to wetlands or surface waters without amendment of this permit.

9. Proper headwalls shall be constructed within seven days of culvert installation.

10. Work shall be done during low flow.

11. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.

12. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.

13. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall

be avoided.

-Send to Governor and Executive Council-

LAKES-SEASONAL DOCK NOTIF

2005-01423 GLAZIER, MARJORIE
NEW LONDON Little Sunapee

COMPLETE NOTIFICATION:
New London Tax Map 8, Lot# 30 Little Sunapee Lake

2005-01426 VERHEY, JAN
STODDARD Island Pond

COMPLETE NOTIFICATION:
Stoddard Tax Map 136, Lot# 19 Island Pond

2005-01427 FURNALD, STEPHEN
MOULTONBOROUGH Lake Kanasaka

COMPLETE NOTIFICATION:
Moultonboro Tax Map 42, Lot# 16 Lake Kanasaka

SHORELAND VARIANCE / WAIV

2004-02940 PEERFACE COVE LLC, JULIA & LANSING FAIR
CENTER SANDWICH Squam Lake

Requested Action:
Construct a 130 sq ft addition on an existing 300 sq ft seasonal camp not to encroach closer than the existing primary building of 8 ft 3 inches from the reference line and improve the stormwater management by removing driveway within 22 ft of the reference line and constructing two vegetated treatment swales.

APPROVE CSPA WAIVER:
Construct a 130 sq ft addition on an existing 300 sq ft seasonal camp not to encroach closer than the existing primary building of 8 ft 3 inches from the reference line and improve the stormwater management by removing driveway within 22 ft of the reference line and constructing two vegetated treatment swales.

With Conditions:

1. All work shall be conducted in accordance with plans and vegetation plans as received by the department on April 26, 2005.
2. This approval shall not be effective until it has been recorded at the appropriate County Registry of Deeds and a copy of the recorded waiver is sent to the department.
3. Unnecessary removal of vegetation including shrubs and saplings, within the shoreland during construction shall be prohibited.
4. Erosion controls shall be maintained and completely removed when disturbed areas have become stable.
5. Take notice that any discharge to the lake does not conform with RSA 485-A:13, and may be subject to administrative fines, mitigation, or enforcement action of the alike.
6. All vegetation planted shall be native and of similar species to the immediate adjacent parcels of property. No invasive, ornamental, or exotics shall be planted.
7. The contractor/owner responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
8. A copy of this waiver shall be posted on site during construction in a prominent location visible to inspecting personnel.
9. This waiver does not exempt the owner from obtaining any other necessary local, state or federal permits or approvals.
10. The owner shall maintain compliance with all other requirements of the Comprehensive Shoreland Protection Act, RSA 483-B.

With Findings:

1. The existing non-conforming residence is located within the 50 ft primary building setback to Squam Lake and therefore fails to conform to the setback restriction set forth in RSA 483-B:9, II, of the CSPA.
2. In accordance with RSA 483-B:11, II, the commissioner shall review proposals which are more nearly conforming than the existing structures, and may waive some of the standards specified in RSA 483-B:9, so long as there is at least the same degree of protection provided to the public waters and the proposal is "more nearly conforming." More nearly conforming "means a proposal for significant changes to the location or size of the existing structures that bring the structures into greater conformity, or a proposal for changes to other aspects of the property, including but not limited to stormwater management, wastewater treatment or traffic volume or flow, or both types of proposal which significantly improve wildlife habitat or resource protection."
3. The applicant has proposed to improve the stormwater management by installing two vegetated swales along side the road and removing and revegetating an existing "U-shaped" driveway 22 ft away from the reference line, and constructing a smaller parking area 65 ft away from the reference line and therefore meets the requirements for a waiver to RSA 483-B:9 as described in RSA 483-B: 11, II.

PERMIT BY NOTIFICATION

2005-00760 PINSONAULT SR, JAMES & GAIL RICKER
UNITY Unnamed Wetland

Requested Action:

Construction of a driveway with two culverts, one is a 24"x 32' and the other is 15"x 20' total impact is 1663 sq. ft.

COMPLETE NOTIFICATION:

Construction of a driveway with two culverts, one is a 24"x 32' and the other is 15"x 20' total impact is 1663 sq. ft.

2005-01195 CULLISON, GARY & KAREN
LEMPSTER Unnamed Stream

Requested Action:

Construct a driveway culvert impacting a total of 330 square feet.

Conservation Commission/Staff Comments:

Conservation Commission signed on 5/25/05 Town Clerk signed 6/2/05

Questions on right-of-way answered on 6/29/05

PBN IS COMPLETE:

Construct driveway culvert impacting a total of 330 square feet.

2005-01313 LOBDELL, DAVID
WOLFEBORO Lake Winnepesaukee

Requested Action:

Repair to an existing 6'x 30' pier end from ice damage

COMPLETE NOTIFICATION:

Repair to an existing 6'x 30' pier end from ice damage

2005-01348 VONDERHORST, SL & SON INC
ALSTEAD

Requested Action:

Construct a driveway culvert impacting a total of 625 square feet.

COMPLETE NOTIFICATION:

Construct a driveway culvert impacting a total of 625 square feet.

2005-01420 JONES, RAYMOND
STODDARD Highland Lake

Requested Action:

Install PWC lifts.

COMPLETE NOTIFICATION:

Install PWC lifts.